

Exhibit 3

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

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SHAUNA WILLIAMS, et al.,  
Plaintiffs,

vs. Case No. 23-CV-1057

REPRESENTATIVE DESTIN  
HALL, etc., et al.,  
Defendants.

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NORTH CAROLINA STATE
CONFERENCE OF THE NAACP, et al.,
Plaintiffs,

vs. Case No. 23-CV-1104

PHILIP BERGER, etc., et al.,
Defendants.

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Deposition of  
DEBORAH D. MAXWELL  
Volume II

Thursday, October 31, 2024

10:00 a.m.

Taken via videoconference

Genevie Del Valle, Court Reporter

1 APPEARANCES:

2  
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7 On behalf of the Plaintiffs;  
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11

On behalf of the Defendants.

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BY MS. PROUTY

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DEBORAH D. MAXWELL

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1 THE COURT REPORTER: Can we have a  
2 stipulation on the record that I may swear  
3 the witness in remotely?

4 MS. KLEIN: NAACP plaintiffs agree  
5 to a remote swearing in of the witness.

6 MS. PROUTY: Yes. She -- this is  
7 a continuation of a depo, so she's been  
8 under oath. So I think if we just renew  
9 that, that's fine. But we consent to a  
10 remote swearing in.

11 DEBORAH D. MAXWELL, of lawful age,  
12 called by the Defendants for the purpose of  
13 cross-examination, as provided by the Rules  
14 of Civil Procedure, being by me first duly  
15 sworn, as hereinafter certified, deposed  
16 and said as follows:

17 EXAMINATION OF DEBORAH D. MAXWELL

18 BY MS. PROUTY:

19 Q. Good morning, President Maxwell. Thank you for  
20 being here today. As a reminder, my name is  
21 Erika Prouty, counsel for the legislative  
22 defendants. We spoke last week at the first part  
23 of your deposition.

24 I won't go through all the instructions we  
25 went through last week. I will just remind you

1 paragraph of your affidavit states that you have  
2 at least one member in -- I think it's four  
3 different senate districts, I think it's 12  
4 different house districts, and it's five  
5 different congressional districts?

6 Do you see that?

7 A. Yes, I see.

8 Q. But this paragraph does not state how many total  
9 members the NAACP --

10 A. Correct.

11 Q. -- has identified in this lawsuit.

12 So my questions are simply trying to  
13 understand if you know, sitting here today, how  
14 many total members there are that the NAACP has  
15 identified for this lawsuit?

16 A. I cannot give you a numerical designation today.

17 Q. And of those -- that total number of members, can  
18 you give me an estimate of how many you would be  
19 able to name today?

20 Again, I'm not asking for the names. Do you  
21 know how many names you would be able to identify  
22 today?

23 A. I'm just counting the districts. Give me a  
24 moment. I would just say at least one member out  
25 of the areas today.

1 A. Yes.

2 Q. So again, this is the interrogatory response to  
3 interrogatory number 4. The house districts  
4 at -- where the NAACP has identified members are  
5 listed here, and there's also District 71.

6 So the complaint had stated that the NAACP  
7 had identified members in House District 8 and  
8 25, and those districts are missing from this  
9 response.

10 Can you explain why Districts 8 and 25 were  
11 listed in the complaint, but are not listed in  
12 this interrogatory number 4?

13 A. It might be membership because we did identify  
14 people within districts.

15 Q. What do you mean it might be membership?

16 A. It has to be continuous.

17 Q. So there were members who you had identified in  
18 the complaint, and then they were no longer  
19 members as of the time of this interrogatory  
20 response?

21 A. Possibly. I'm trying to think that -- why that  
22 is listed and they are not there, and that did  
23 occur. I cannot say which district or which  
24 house or whatever at this time.

25 Q. Did you determine that the North Carolina NAACP

1 A. Membership must have been identified meeting the  
2 criteria of where they resided.

3 Q. So did you have members who dropped out when you  
4 were preparing the interrogatory response and  
5 then new members were added when you were  
6 preparing this affidavit?

7 MS. KLEIN: Objection.

8 You can answer to the best of your  
9 ability.

10 A. To the best of my ability, yes, we had members  
11 who became ineligible or some who did not wish to  
12 participate.

13 Q. Can you tell me whether these are the same  
14 members over the course of the litigation?

15 A. No. I just knew, you know, people met the  
16 criteria, lived in the area, and then said no.

17 Q. And that's because membership is fluid, right?

18 A. Yes.

19 Q. And when you said they said no, what do you mean?

20 A. They chose not to be a participant, which is  
21 their God-given right.

22 Q. So you had members who were at one time willing  
23 to be a participant, but then who no longer  
24 wished to be a participant; is that right?

25 MS. KLEIN: Objection.



C E R T I F I C A T E

The State of Ohio, ) SS:  
County of Cuyahoga.)

I, Genevie del Valle, a Notary Public within and for the State of Ohio, authorized to administer oaths and to take and certify depositions, do hereby certify that the above-named witness was by me, before the giving of their deposition, first duly sworn to testify the truth, the whole truth, and nothing but the truth; that the deposition as above-set forth was reduced to writing by me by means of stenotypy, and was later transcribed into typewriting under my direction; that this is a true record of the testimony given by the witness; that the deponent or a party requested that the deposition be reviewed by the deponent; that said deposition was taken at the aforementioned time, date and place, pursuant to notice or stipulations of counsel; that I am not a relative or employee or attorney of any of the parties, or a relative or employee of such attorney or financially interested in this action.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of office, at Cleveland, Ohio, this 15th day of November 2024.

*Genevie del Valle*

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Genevie del Valle  
Notary Public, State of Ohio  
My commission expires September 28, 2028